

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

	1				
Ap	n	10	an	t	٠
$\Delta \nu$	V.	\mathbf{u}	au	ι	

Ashkenazi, et al.

Docket No.:

39780-1618P2C80

Serial No.:

09/909,320

Group Art Unit:

1647

Filing Date:

July 18, 2001

Examiner:

Hamud, F.

For:

SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND

NUCLEIC ACIDS ENCODING THE SAME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 17, 2003 of the Primary Examiner finally rejecting Claims 39-46, 49-52, and 54-58. The item(s) marked below are appropriate:

	\boxtimes	An extension of time to respond to the final rejection for additional one month(s) has been requested and filed with the response to the office action			
Filing	Fee:				
		\$165 (small entity) \$330 (large entity)			
Time Extension Fee (if applicable):					
		one month (\$110 large entity) wo months (\$420 large entity) (minus \$110 for the one month EOT requested with the response to Office Action)			
		hree months (\$950 large entity)			

CERTIFICATE OF MAILING (37 CFR 1.10(a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited on November 17, 2003 with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No. EV346725106US addressed to: Mail Stop: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 17, 2003

Cheryl Ann Roger

11/24/2003 AWONDAF1 00000023 081641 09909320

01 FC:1401 02 FC:1252 330.00 DA 310.00 DA

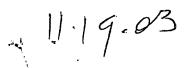
	Enclosed is a check in the amount of \$
\boxtimes	Return prepaid postcard.
	The Commissioner is authorized to charge the required fees, additional fees, or credit any overpayment to Deposit Account 08-1641 (Attorney Docket No. 39780 1618P2C80).
•	
Date:	November 17, 2003 Daphne Reddy Registration No. 53,507

HELLER ERHMAN WHITE & McAULIFFE LLP

Customer No. 35489 275 Middlefield Road Menlo Park, CA 94025

Telephone: (650) 324-7000 Facsimile: (650) 324-0638





AF\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Ashkenazi, et al.

Docket No.:

39780-1618P2C80

Serial No.:

09/909,320

Group Art Unit:

1647

Filing Date:

July 18, 2001

Examiner:

Hamud, F.

For:

SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND

NUCLEIC ACIDS ENCODING THE SAME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL

Transmitted herewith are the following documents:

- (1) Transmittal;
- (2) Notice of Appeal;
- (3) Authorization to charge Deposit Account No. 08-1641 in the amount of \$640 for Notice of Appeal filing fee and for two-month Extension of Time.
- The Commissioner is authorized to charge any required fees, or credit any overpayment to Deposit Account No. 08-1641.

CERTIFICATE OF MAILING (37 CFR 1.10(a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited on November 17, 2003 with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No. EV346725106US addressed to: Mail Stop: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 17, 2003

Cheryl Ann Røgers

Attached is a postcard for date-stamped return as confirmation of receipt of these materials.

Respectfully submitted,

Date: November 17, 2003

Daphne Reddy Reg. No. 53,507

HELLER EHRMAN WHITE & MCAULIFFE LLP

Customer No. 35489 275 Middlefield Road Menlo Park, CA 94025

Telephone: (650) 324-7000 Facsimile: (650) 324-0638